

Message Text

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61

ORIGIN EUR-12

INFO OCT-01 ISO-00 SS-15 SP-02 L-02 OES-03 CU-02 CIAE-00

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L:JBUSHONG

L/T:ECMCDOWELL

S/S - JPMOFFAT

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O 040016Z DEC 74

FM SECSTATE WASHDC

TO AMEMBASSY BUCHAREST IMMEDIATE

INFO AMEMBASSY BELGRADE IMMEDIATE

AMEMBASSY PRAGUE IMMEDIATE

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BELGRADE FOR ANDREWS; PRAGUE FOR RICHMOND

E.O.11652: N/A

TAGS: OEXC, RO

SUBJECT: US-GOR CULTURAL EXCHANGES AGREEMENT

REF: BUCHAREST 5475

1. THIS TELEGRAM RESPONDS AND IS KEYED TO REFTEL. SUGGEST
THESE SUBJECTS ALSO BE REVIEWED WITH ANDREWS AND RICHMOND
ON THEIR ARRIVAL IN BUCHAREST.

2. PARA 2:

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(A) WE HAVE DIFFICULTY WITH GOR PROPOSAL FOR PREAMBLE LANGUAGE REFERRING TO "NATIONAL INDEPENDENCE, SOVEREIGNTY, ETC.", NOT BECAUSE WE DO NOT SUBSCRIBE TO THESE PRINCIPLES NOR FAIL TO UNDERSTAND BROADER GOR CONCERNS WHICH MOTIVATE ITS INTEREST IN THEIR REITERATION, BUT BECAUSE SUCH WORDING WOULD APPEAR INAPPROPRIATE IN THE CONTEXT OF AN AGREEMENT DEALING WITH CULTURAL, SCIENTIFIC, AND OTHER EXCHANGES. SUCH FORMULATIONS PROPERLY BELONG IN DOCUMENTS EXPRESSING ADHERENCE TO GENERAL PRINCIPLES AND SHOULD, WE BELIEVE, BE AVOIDED IN AN AGREEMENT OF THIS NATURE AS AWKWARD AND OUT OF PLACE.

(B) DEPARTMENT SEES A SIGNIFICANT DISTINCTION BETWEEN TOURISM AND THE OTHER OFFICIAL PROGRAMS SET FORTH IN ART. I OF US DRAFT AND WOULD THUS PREFER A SEPARATE SECTION ON TOURISM. HOEVEER, MORE GENERALIZED WORDING WOULD BE ACCEPTABLE.

(C) DEPARTMENT CONCURS IN MENTION OF IMPLEMENTING PROGRAMS AND CONDITIONS IN UMBRELLA AGREEMENT. HOWEVER, SUCH REFERENCE SHOULD BE CONFINED TO THOSE PROGRAMS AND IMPLEMENTING AGREEMENTS ACTUALLY NEGOTIATED WITH AND ANCILLARY TO THE UMBRELLA AGREEMENT (I.E., CU, USIA AND DHEW-RELATED DOCUMENTS) AND NOT THOSE SUBJECT TO DIRECT BILATERAL NEGOTIATION BETWEEN US AGENCIES, INSTITUTIONS AND THEIR ROMANIAN COUNTERPARTS. HENCE ROMANIAN FORMULATION IN ART. 14 OF THEIR DRAFT MUST BE ADJUSTED ACCORDINGLY. SUGGEST AT MINIMUM OMIT TERM "AND SCIENTIFIC."

(D) WE SEE NO PROBLEM IN THE CONTINUATION OF PROGRAMS AND ACTIVITIES ONGOING UNDER THE EXISTING AGREEMENT PAST THE DECEMBER 31 EXPIRATION DATE SHOULD THE ROMANIANS BE UNABLE TO RATIFY THE NEW ONE BEFORE THEN. HOWEVER, IMPLEMENTATION OF NEW PROGRAMS WOULD PROBABLY HAVE TO BE HELD IN ABEYANCE. HENCE WE WISH TO STRESS TO GOR IMPORTANCE OF RATIFICATION BEFORE DECEMBER 31. RE MODALITIES, IF GOR INSISTS, YOU MAY INCLUDE LANGUAGE STATING THAT AGREEMENT WILL TAKE EFFECT ON SUBSEQUENT EXCHANGE OF NOTES. HOWEVER, WE BELIEVE IT PREFERABLE TO STATE THAT LIMITED OFFICIAL USE

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THE AGREEMENT TAKES EFFECT ON NOTIFICATION OF THE USG BY THE GOR THAT IT HAS BEEN DULY RATIFIED ACCORDING TO ROMANIAN LEGAL REQUIREMENTS.

(E) DEPARTMENT CONCURS IN AUTOMATIC EXTENSION AFTER COMPLETION OF FIVE-YEAR TERM WITH SUITABLE PROVISION FOR CANCELLATION OR RENEGOTIATION BY EITHER PARTY AT THAT TIME.

3. DEPARTMENT APPLAUDS DESPATCH WITH WHICH EMBASSY HAS
PROCEEDED WITH THOROUGH DISCUSSION OF DRAFT WITH THE GOR.
PLEASE ALSO EXPRESS OUR APPRECIATION TO YOUR GOR COUNTER-
PARTS FOR THEIR COOPERATION TO DATE. KISSINGER

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